

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

BELLSOUTH TELECOMMUNICATIONS, INC. )  
d/b/a AT&T North Carolina, )  
Plaintiff, )  
 )  
v. )  
 )  
EDWARD S. FINLEY, JR., CHAIRMAN; )  
LORINZO L. JOYNER, COMMISSIONER; and )  
WILLIAM T. CULPEPPER, III, COMMISSIONER,)  
in their official capacities and not as individuals, )  
 )  
and )  
 )  
INTRADO COMMUNICATIONS, INC., )  
Defendants. )

**JUDGMENT**

No. 5:09-CV-517-BR

**Decision by Court.**

This action came before Senior United States District Judge W. Earl Britt for consideration of cross-motions for summary judgment by all parties.

**IT IS ORDERED, ADJUDGED AND DECREED** that plaintiff AT&T's motion for summary judgment is DENIED. Defendant Intrado's motion for summary judgment and defendant the NCUC's motion for summary judgment are GRANTED.

**IT IS FURTHER ORDERED** the NCUC's 10 September 2009 Arbitration Order and the NCUC's 2 November 2009 approval order are AFFIRMED.

**This judgment filed and entered on December 13, 2010, and served on:**

Eric H. Cottrell (via CM/ECF Notice of Electronic Filing)  
Margaret A. Force (via CM/ECF Notice of Electronic Filing)  
Barbara A. Miller (via CM/ECF Notice of Electronic Filing)  
Charles E. Coble (via CM/ECF Notice of Electronic Filing)  
Craig W. Donaldson (via CM/ECF Notice of Electronic Filing)  
Edward A. Yorkgitis, Jr. (via CM/ECF Notice of Electronic Filing)  
Marcus William Trathen (via CM/ECF Notice of Electronic Filing)

December 13, 2010

/s/ Dennis P. Iavarone  
Clerk of Court